

MINUTES FROM COUNCIL MEETING
CITY OF NORTH CANTON
MONDAY, JUNE 13, 2016

1. Call to Order

COUNCIL PRESIDENT PETERS: I'd like to call to order the Council Meeting, Monday, June 13, 2016, 7:00pm.

2. Opening Prayer – Reverend Diana Thompson, Good Shepherd Lutheran Church.

3. Pledge of Allegiance

4. Roll Call

COUNCIL PRESIDENT PETERS: Clerk, please call the roll?

Roll call found the following council members in attendance: Foltz, Fonte, Kiesling Peters and Werren. Thus having 5 in attendance.

COUNCIL PRESIDENT PETERS: May I have a motion and a second to excuse Members Cerreta and Griffith?

COUNCILMAN FOLTZ: So moved.

COUNCILWOMAN KIESLING: Second.

Roll call vote of 5 yes to excuse Councilmen Cerreta and Griffith.

5. Consideration

COUNCIL PRESIDENT PETERS: Thank you. May I have a motion and a second to approve as presented:

Mayor's Court Receipts: April 2016
Mayor's Court Receipts: May 2016
Council Meeting Minutes: May 23, 2016
Special Council Meetings: June 6, 2016

COUNCILMAN FOLTZ: Motion to approve as presented.

COUNCILWOMAN KIESLING: Second.

Roll call vote of 5 yes to approve the above reports and minutes.

COUNCIL PRESIDENT PETERS: May I have a motion and a second to amend the agenda to include 5b, Ordinance No. 32 – 2016 to remove from the table?

COUNCILMAN FOLTZ: So moved.

COUNCILWOMAN KIESLING: Second.

Roll call vote of 4 yes, 1 abstain to amend the agenda to include 5b, Ordinance No. 32 – 2016 to remove from the table.

COUNCIL PRESIDENT PETERS: May I have a motion and a second to read Ordinance No. 32 – 2016?

COUNCILWOMAN WERREN: So moved.

COUNCILMAN FOLTZ: Second.

Roll call vote of 4 no, 1 abstain to read Ordinance No. 32 – 2016.

COUNCIL PRESIDENT PETERS: Alright, thank you. Before we start the recognition of visitors basically what we've done there by not reading it the third time, the CRA ordinance as presented as we've been talking about is done. It's over, it's killed. We're going to start from scratch, you know, we use a scale down version of the CRA in the City now with limited results as of yet. By expanding the CRA, you know, we can philosophically argue pros and cons and we've heard the cons from you. We've talked about the pros up here. But more importantly we had a meeting with the school board and the superintendent and they could not get on board with this. They felt that it was going to be unfair to them and their finances and a possible levy ballot issue. Whenever that may be. And you know this council, we use tools that are given to us, this one through the state legislature, you know to try to nurture and attract business to this community and make this community better for all of you. The fact that the school board is against it, you know, if we move forward on it all we would be doing is dividing the community. And that is not what this council intends. And quite frankly that's why it was tabled prior to public speaks last

week. Because we had that meeting with the school board and we had concerns and we wanted to look at it a little closer. So we'll go back to the drawing board, you know, there's other tools that we can use. But importantly we are not going to divide this community over an issue such as this. There are other things that we can do to attract and retain business. So with that being said, at this time if you wish to address council, please step forward and state your name and address.

6. Recognition of Visitors

DOUG LANE: 509 Summit SE. Before I do make any comments, I want you to know until this morning I was a member of the housing council. I resigned today, so that any remarks I make on the merits of the CRA or its structure would not be considered self-serving, or really seem to be in defense of any previous actions taken. And in light of your comments tonight as you go forward hopefully you can take some of my thoughts and take them to heart. I personally along with the Chamber of Commerce and the North Canton Community Growth Association support the concept of a CRA, as a tool as you indicated. It helps stabilize neighborhoods and make the community more attractive to younger families with different housing needs than the generations before them. Two bathrooms and bigger garages and family spaces are valued, many of our older homes don't offer these amenities. IRG says there's an abundance of interest in the Hoover District apartments from older residents. They love our city, they to say here, but they are pretty close to being done with shoveling snow and raking leaves, and doing home repairs. And I can tell you the calls that we've received ever since the first signs went up across the street at the Chamber have been predominantly from older residents who love to stay in town and move over there. So as those current properties become available, the hope that we have is for younger families to occupy them, families with children to attend our schools, reenergize the neighborhoods. And if the current residents or new owners needed to remodel to suit their needs, the CRA's a tool that could make the difference in deciding where to live. And while our school systems report maybe a few hundred dollars here and there on a project particularly a remodeling project, remember that thousands of dollars could come into those schools with increased enrollment. So that's something to keep in mind. Just a couple suggestions as I've been following the debate, if new construction is ever included or if it's deemed that the current ordinance does indeed accept it, you might want to consider capping the abatement at a certain level. One that would encourage building and increasing surrounding home values without unfairly effecting neighbors. Also, you could consider the structure perhaps an apartment building would receive a lower abatement than a new home. And you could consider where the new construction is being built. One vacant lot in a neighborhood is much different than a new housing allotment all together. And I think lost in the discussions are the perimeters of the CRA, not every remodeling or repair project can qualify. You're assuming when you buy a home, when you live in a home you're going to have a good roof, you're going to have good windows, you're going to have good doors. They're assumed to be a part of any structure, and repairs can and do need to be made periodically, but those do not qualify for this. What qualifies or enhances to the property that increase the value and use. I don't believe that's been communicated as well as it should be, so the people understand that this is not paving the way for the city to become a giant apartment complex. And I also suggest you talk to not only with North Canton City Schools, which you have, but also with Plain Township, Plain Local. Because as Mrs. Werren knows, Mr. Peters knows, a good portion of our city lies in that Plain district. And they should be included in any conversations you should go forward. So those are some suggestions from hearing some of the debate. And now that I'm free and clear of the housing committee I'm very happy to help if you guys want to put together a committee of business people and residents just to see if there's some other thoughts that might come to mind. So thank you.

COUNCILWOMAN WERREN: Doug, I didn't hear, what committee did you say you got off of? (The housing) Housing, okay, I couldn't hear that. Thank you.

DOUG LANE: Yeah, I've been on that I think, I don't, Mayor, 6 years, something like that. It's been a long time.

MAYOR HELD: And I appreciate your service on the committee too. Thank you.

DOUG LANE: Well absolutely, I just didn't want anybody to put an ulterior motives into my comments. But when you look at this thing has been around since 1999, and even in the current form there's only about 4 properties that are involved. Four now, there were only three. So this is not something that has been a windfall for or either a major loss for the school district or for you know to bring in but as new families do come in and if these older homes need to be remodeled it's a good tool for us to use. And if and when this ordinance does get finally wrapped up, if it does, the chamber and the growth association would be happy to put on some kind of a workshop where we could bring in Mr. Bowles and Mr. Fox and some of the lenders to talk a little bit about the opportunities that exist out there, if somebody's sitting on the fence trying to decide. So thank you.

COUNCIL PRESIDENT PETERS: Thank you, Mr. Lane, yeah, just a point of clarification, and I've been involved in every one of these discussions. I can count on probably two or three hands, 15 times or so that we have mentioned that windows and that type of thing, we were very clear on what the CRA included and didn't include. And you know, so we did on many, many occasions, not we, Marcia, made it very clear and that windows, stuff like that, gutters, roof didn't count. Okay, anyone else wishing to address council please step forward state your name and address.

LARRY TRIPP: 1127 E. Maple. First of all, I'd like to thank all of those that spoke last Monday evening, June 6th. Whether you spoke in favor or against the CRA program or whatever your topic may have been. Please be thankful this country of ours affords us many constitutional freedoms including freedom of speech. Tomorrow as we proudly fly and display the United States flag take one moment to remember those who gave their ultimate and those serving today, that we may enjoy our many freedoms. As many of you know, this city has encountered with problems with Dogwood Pool opening on schedule in June in 2016. My understanding is that the main problem is of an electrical nature. I am somewhat livid in and I would be

much more so if I were a parent of children using the pool. That this electrical problem just popped up because of recent construction or is there the possibility this pool has been operated in a non-safe environment for a period of a few years. I look for updates on the pool on a daily basis from the Canton Repository, North Canton City and YMCA websites. But to no avail for information on the pool. One would certainly think the city would want to keep their citizens aware of progress being made as to the opening date. After all isn't that what a website is for? And I also thought under our new council leadership transparency was going to be a key word. I last read that they were going to be refunds and or adjustments to those already purchasing season passes. So may I make a suggestion that may appease some? If the pool were to open soon by maybe the end of the week offer free swimming to North Canton and North Canton citizens through the end of June. Refund those North Canton citizens already purchasing season passes one-third of their purchase price. Then commence July 1st offering two month season passes, with the expectation of pool remaining open through Labor Day. Sure there would be some administrative problems but it seems like council handles everything else on an emergency basis, why not this. What good publicity. What a way for North Canton citizens to enjoy their \$800,000 plus luxury. Maybe even new people enjoying the pool. Lastly, after Monday's meeting, Mr. Fonte, Councilman Ward 4 approached me and asked and I quote "why don't you like Jeff"? That question set me back for a minute, and I did think about it when I got home. I realized after thinking about it, there's a difference between like and respect. I said not liking a person would be if I passed them up if they were in some kind of trouble, like automotive problems, etc. Surely, I would stop to help anyone on this council including Jeff if they were encountering any type of a problem. So I guess I don't quite understand the word "like" as you asked. Now, if you ask me why I don't respect Jeff on North Canton issues, that's a different story and we would still be talking. So Mr. Fonte that leads me into my final remarks. That's exactly the mentality that exists within these chamber walls. If anybody speaks out against any council proposed legislation, they immediately become an enemy of council members. Explain that to me if you can. One only has to read Merlin Olsen's Stark County Political Report and particular his last three blogs on North Canton government. His reports are much more articulate in his expressing local government at its worse than I could ever hope to speak. I hope Mr. Fonte I've answered your questions from last week. Thank you and by the way kudos to the city for obtaining 250 jobs just that was recently posted. Good news, so thank you.

COUNCIL PRESIDENT PETERS: Thank you, Larry. Sir, before you come up, I want to make a few comments. Just give me one second, okay. I certainly appreciate Member Fonte looking out for me, asking why someone doesn't like me. I appreciate it. Larry, I don't know why you don't respect me. You say that if you have an opposing view of this council that you're immediately an enemy. I don't understand that, I don't get that. I've never shown that you were an enemy of mine. I've always treated you with the upmost respect. If you could point out one time where I have not treated you with respect, please let me know after the council I'd love to hear it.

LARRY TRIPP: Is this a give or take?

COUNCIL PRESIDENT PETERS: No, it is not. I didn't interrupt you in your comments, so I'm going to go ahead and comment now. You're disrespecting the process here. Larry, I don't understand it. I mean you've yelled from the back of the room, you've shown me disrespect in running the meeting. And this is a prime example, I mean you have a problem with my opposing view of you. I don't get it. I don't understand it. You know, there are other folks in this room that give an opposing view to this council and are not treated in a disrespectful manner. Like Melanie Roll, we've disagreed on many things, but she's called me on the phone, we've had conversations. We've agreed to disagree. So, I don't get it, and I don't understand you stand back there, you're gyrating, you're laughing, and you're making faces. Sir, I mean that's unbelievable to me, that a grown man acts like that. I've only shown you respect, and you've only shown me disrespect. And the opinion blogger, the Lake Township opinion blogger that you represent is Martin Olson, not Merlin Olson. And he is an opinion blogger, an out-of-town opinion blogger. It's his opinion. And his opinion of us is very low, and we all know where that comes from. We all know why that it is. So, that's it. Sir, Mr. Jeskey, I apologize. Please state your name and address for the record.

RONALD JESKEY: 1005 Woodland Ave SW, North Canton, Ohio. I know I've been very vocal to this council in the past about the abatement. And I didn't even come here to talk about that tonight, I really didn't. I was going to tell you I'm going to keep my fight going on all this kind of stuff. But I wasn't going to harp on you, pick on you, and draw all kinds of crap at you. I really came tonight to provide some information or some suggestions to you. And these are only suggestions, if possibly some of the councilmembers or somebody can get back with me at a later time and let me know if it's a good idea or a bad idea or if something is going to be done. I would appreciate that very much. My first thing I want to bring up, these are only suggestions to council, is we all know that Glenwood Street's a particularly hard street to deal with because of the traffic and the speeding and all that. Since I live on the corner I've noticed numerous cars every day and I say numerous, three or four go through the stop signs and never slow down. My suggestion to you would be to put up another stop sign opposite the one that's already there. Another words, have one on the right, have one on the left. Because if you're traveling at a pretty good rate of speed, you could zip right through that stop sign, you're going to see one on the other side that's going to tell you to stop. That's one suggestion. The other suggestion I have is North Canton deals with an enormous amount of noise. We need to control the noise I believe. You know particularly at the motorcycles and I'll give you my ideas here. And I'm not down playing this at all. Dogs go crazy, babies bark, you can't get any rest, they just ride, the actually windows in my sunroom actually rattle from motorcycles. State statute has a lot of issues concerning no mufflers, no exhaust pipes, particularly of motorcycles. What they do is they either remove the mufflers all together or they cut the bafflers out of them so that they're really loud. And I think everybody on council will agree with me saying that you heard these damn motorcycles going through this town. And they're unbelievably, especially when they come to the stop signs, they rev it up like hell, and they make as much noise as possible. My idea is this, my idea is the council set a decimal limit on noise. You provide the patrolmen with a decimal meter. They're very, very inexpensive. And I'm going to use just some rough facts because I don't know anything about decimals. But let's say the ordinance says if you're over a 100 decimals patrolman says he hears loud noise, he stops you, he can take his meter out

and read his meter. And say council sets whatever what they want, city set a ruling of 100 to 150 decibels you get a warning, over 150 decibels maybe you get a ticket. But it's really important to me to keep this community nice as far as the noise control in this talking when I'm talking about here. Motorcycles are the main culprit what I'm talking about. And like I said there's statute on the books about mufflers and noise they can make. So a patrolman stops a motorcycle, he gets out his decibel and he reads it, if it's way over the limit, you write him a ticket. And I'm not downplaying motorcycles because I had one at one time. Mine was all factory, believe it or not. A lot of motorcycle riders don't have endorsements, they don't have a license to drive a motorcycle. Not all of them, I mean you know it's not a big, big scale, but there's plenty out there. A lot of them don't have insurance. And being that I'll say a small number have warrants out for their arrests. So if a patrolman has a good reason to stop you because he hears this noise coming out of this machine he may find other things involved like drugs whatever. I've seen my time is up. I'd like to come back to a council at a different time and I have other suggestions I would like to tell you about. Thank you very much.

COUNCIL PRESIDENT PETERS: Thank you, Ron. You're welcome back any time. And I'd like to say something to you, you can have a seat, I want to address you real quick. You know, to the previous speaker mentioned, that you know, when anyone has an opposing view that they're instantly an enemy. Mr. Jeskey, you were as hard on me as anyone could be during that ward meeting. You know, and I appreciated what you had to say. I heard what you had to say. And let me tell you this, and this relates to the CRA. I know you didn't want to talk about it, but I will. After our conversation with the school, I think it pretty much solidified us that we weren't going to divide the community that we weren't going to go forward. But the comments that you made to me about sitting on your patio and looking across the street and seeing kids running around that weren't you know that you were going to be paying for them to go to school and their parents weren't. That hit home. Okay, I understood that argument. And I understood that any abatement that did happen would have to be made elsewhere. So this council listened to that. We really truly did. Now we were kind of under siege a little bit, so maybe we were back on our heels. Maybe we didn't answer as well, or give you the same response that some people thought we should have. But we were listening to you. And I appreciate everything you said.

RONALD JESKEY: Could I say something real quick?

COUNCIL PRESIDENT PETERS: Well, let's, let's continue on, we'll talk after the meeting, but I wanted to thank you.

RONALD JESKEY: Well, thank you, sir. I appreciate it.

COUNCIL PRESIDENT PETERS: Alright, anyone else wishing to address council, please step forward state your name and address.

JUDY LONGACRE: 265 Cordelia St SW. And I too, would like to address the traffic and noise issue at the intersection of Glenwood SW and Woodlawn. I frequent this intersection as a means to get to Main Street from my home on Cordelia SW, in order to avoid turning left out of my street. It is rare to ever to be only car at this intersection. But a couple weeks ago, I found that I was for a brief moment. I remained stopped as a car approached from the east as I want to do because I don't trust anybody. And I was stunned and then livid when the driver not only never slowed, but continued through the stop, only coming to a stop when I laid on the horn. I saw no look of surprise or apology. She then cleared the intersection. I did email Chief Wilder about my concern. Then last week I was visiting Mr. Jeskey at his home at this same intersection about 4pm, really the peak traffic time during an already steady traffic day. When he went into the house for a few minutes I diverted my complete attention to the traffic and witnessed about 10 cars traveling east and west, none of which came to a complete stop. And about 3 that literally ran the stop sign. No traffic north and south made this all of this very convenient for these drivers. I also noticed that the chief had installed a speed monitor on Glenwood. Which I realize it analyses speeds but I don't know if it can tell how many abuse the stop signs. Installing a traffic light would probably help except that the neighborhood would suffer even more for the increased length of noises we already experience. Cars would just back up, you know many cars waiting for the light with their radios blaring excessively and the motorcyclists revving their engines. And people living nearby unable to get out of their driveway or in it. Prior to moving to North Canton 34 years ago, I resided in Summit County and like most residents there I became aware and conditioned to automatically reduce my driving speed when going through Cuyahoga Falls and Stow every day. This habit still persists when I occasionally drive up that way. The reason being that the police are and have been for decades notorious for regularly monitoring traffic and issuing copious speeding tickets. And since moving to North Canton I've learned to also be very cautious when passing Price Park. That said with 7 new large homes going in at Summit Place adding to the already Main Street like traffic and noise that exists there. We can only expect more driveways, children and/or pets chasing balls or squirrels into the busy Glenwood, not to mention virtually little or no parking for their guests. These future issues can certainly be anticipated and dealt with now, rather than later when there will be 7 more angry households and possibly even tragic traffic events. I would like to see our police department aggressively monitor this area for as much time as possible and for as long as possible off and on until North Canton sends a message to drivers that we are not going to stand for this abuse to our streets and our neighborhoods. Thank you.

COUNCIL PRESIDENT PETERS: Thank you, Judy. Anyone else wishing to address council please step forward state your name and address. Last call. Okay, we will move onto old business. May I have a motion and a second to read by title only the third reading of Resolution No. 3 – 2016?

COUNCILMAN FOLTZ: So moved.

COUNCILWOMAN KIESLING: Second.

Roll call vote of 5 yes to read by title only the third reading of Resolution No. 3 – 2016.

7. Old Business

8. Resolution No. 3 – 2016

Ordinance, Rules and Claims Committee

A resolution designating the Dogwood tree as the City's tree.

COUNCIL PRESIDENT PETERS: Thank you, Chairwoman Werren.

COUNCILWOMAN WERREN: I move to adopt, I feel like we've talked about this a lot.

COUNCILMAN FOLTZ: Second.

Roll call vote of 5 yes to adopt the third reading of Resolution No. 3 – 2016.

RESOLUTION NO. 3 – 2016 WAS PASSED BY A ROLL CALL VOTE OF 5 YES.

COUNCIL PRESIDENT PETERS: Thank you. May I have a motion and a second to read by title only the second reading of Ordinance No. 41 – 2016?

COUNCILWOMAN KIESLING: So moved.

COUNCILMAN FOLTZ: Second.

Roll call vote of 5 yes to read by title only the second reading of Ordinance No. 41 – 2016.

9. Ordinance No. 41 – 2016

Water, Sewer and Rubbish Committee

An ordinance authorizing the Director of Administration of the City of North Canton to advertise and receive bids according to specifications now on file in the Director's office, and authorizing the Mayor of the City of North Canton, upon Board of Control approval, to enter into an agreement for the collection of residential garbage, rubbish, recyclable, and yard waste in the City of North Canton for a three-year period commencing July 1, 2016 and terminating June 30, 2019.

COUNCIL PRESIDENT PETERS: Thank you, as the chairman and vice chairman are not here this evening, Director Grimes, since you will be managing this contract can you speak to it for some of the folks in attendance that might not know what this is about?

DIRECTOR GRIMES: We've had a three year our garbage refuse contract is coming up at the end of this month and we need to rebid that out according to the way the bid specs was written. And we're asking permission to do that and seek bids on that. So...

COUNCIL PRESIDENT PETERS: Thank you, sir, appreciate it. Any questions? Seeing none, I'll entertain a motion and a second to adopt the second reading of Ordinance No. 41 – 2016.

COUNCILWOMAN KIESLING: So moved.

COUNCILMAN FOLTZ: Second.

Roll call vote of 5 yes to adopt the second reading of Ordinance No. 41 – 2016.

ORDINANCE NO. 41 – 2016 WAS GIVEN SECOND READING.

COUNCIL PRESIDENT PETERS: Thank you very much. Onto new business, may I have a motion and a second to read by title only the first reading of Ordinance No. 42 – 2016?

COUNCILWOMAN KIESLING: So moved.

COUNCILWOMAN WERREN: Second.

Roll call vote of 5 yes to read by title only the first reading of Ordinance No. 42 – 2016.

10. New Business

11. Ordinance No. 42 – 2016

Street and Alley Committee

An ordinance accepting a record plat for The Sanctuary No. 3 located within the corporate limits of the City of North Canton.

COUNCIL PRESIDENT PETERS: Thank you, Chairman Fonte, welcome to the meeting.

COUNCILMAN FONTE: Thank you, sir. Rich Costin was here last week and he talked a bit about the Sanctuary lots. There's actually 28 lots in the new section they're doing. And all we're really doing is it was already approved we just want to get the first reading approved for the street names, utilities and you know accepting those items. So I move that we approve the reading.

COUNCILWOMAN KIESLING: Second.

Roll call vote of 5 yes to approve the first reading of Ordinance No. 42 – 2016.

ORDINANCE NO. 42 – 2016 WAS GIVEN FIRST READING.

COUNCIL PRESIDENT PETERS: Thank you. May I have a motion and a second to read by title only the first reading of Ordinance No. 43 – 2016?

COUNCILWOMAN KIESLING: So moved.

COUNCILWOMAN WERREN: Second.

Roll call vote of 5 yes to read by title only the first reading of Ordinance No. 43 – 2016.

12. Ordinance No. 43 – 2016 Street and Alley Committee

An ordinance approving, confirming, and accepting a perpetual public utility easement known as Parcel No. 9202359, and being part of Lot No. 2470, by and between the City of North Canton, an Ohio Charter municipal corporation ("City"), and Patricia D. Fuller, Grantor, and declaring the same to be an emergency.

COUNCIL PRESIDENT PETERS: Thank you, Chairman Fonte.

COUNCILMAN FONTE: This is where Price Park is on the east side of the pond. We're replacing the concrete drain area 400 feet long, along the east side, and this is just a perpetual agreement and declaring the same to be an emergency to get this thing on first reading. It's a 7 x 4 pipe or it's a rectangular cement drainage grate. Anything, any questions? Okay, I move we approve that first reading on emergency.

COUNCILWOMAN KIESLING: Second.

Roll call vote of 5 yes to adopt the first reading for Ordinance No. 43 - 2016.

ORDINANCE NO. 43 – 2016 WAS GIVEN FIRST READING.

*Per Section 2.05 of the Charter, suspension of the rules shall require the affirmative vote of at least six members of Council.

COUNCIL PRESIDENT PETERS: Thank you. May I have a motion and a second to read by title only the first reading of Ordinance No. 44 – 2016?

COUNCILWOMAN KIESLING: So moved.

COUNCILWOMAN WERREN: Second.

Roll call vote of 5 yes to read by title only the first reading of Ordinance No. 44 – 2016.

13. Ordinance No. 44 – 2016 Street and Alley Committee

An ordinance approving, confirming, and accepting a perpetual public utility easement known as Parcel No. 9206384, and being part of Lot No. 2471, by and between the City of North Canton, an Ohio Charter municipal corporation ("City"), and Charles Cramer, Grantor, and declaring the same to be an emergency.

COUNCIL PRESIDENT PETERS: Thank you, Chairman Fonte.

COUNCILMAN FONTE: This is a continuation, it's just the parcel next to it along the east side of the pond. We're just looking to get this perpetual easement approved on the first reading on emergency. I would like to move to get that approved.

COUNCILMAN FOLTZ: Second.

Roll call vote of 5 yes to adopt the first reading for Ordinance No. 44 – 2016.

ORDINANCE NO. 44 – 2016 WAS GIVEN FIRST READING.

*Per Section 2.05 of the Charter, suspension of the rules shall require the affirmative vote of at least six members of Council.

COUNCIL PRESIDENT PETERS: Thank you. May I have a motion and a second to read by title only the first reading of Ordinance No. 45 – 2016?

COUNCILMAN FOLTZ: So moved.

COUNCILWOMAN KIESLING: Second.

Roll call vote of 5 yes to read by title only the first reading of Ordinance No. 45 – 2016.

14. Ordinance No. 45 – 2016 Finance and Property Committee

An ordinance repealing and replacing Ordinance No. 32 – 2013 establishing rates and policies for rental of the North Canton Civic Center and gazebo, repealing any and all legislation passed previously and inconsistent with this ordinance, and declaring the same to be an emergency.

COUNCIL PRESIDENT PETERS: Chairman Griffith is not here, but he would hand it over to our parks and rec. guy. So...

COUNCILMAN FOLTZ: Thank you, I was looking for my committee reports and I can't find it. But anyways in a nutshell we talked about it during the park and rec. meetings. And we've discussed it on the floor, we're going to start renting chairs as a new policy. Which I think is very beneficial to weddings and other public gatherings there. And also we're going to extend the luncheon rate to 1:00, so if businesses come in and rent the facility they have like a business lunch it will be extended for that extra hour they need. I think that's more or less in the nutshell. So with that I'd like to make a motion to approve this.

COUNCILWOMAN KIESLING: Second.

Roll call vote of 5 yes to approve the first reading of Ordinance No. 45 – 2016.

ORDINANCE NO. 45 – 2016 WAS GIVEN FIRST READING.

*Per Section 2.05 of the Charter, suspension of the rules shall require the affirmative vote of at least six members of Council.

COUNCIL PRESIDENT PETERS: Thank you. May I have a motion and a second to read by title only the first reading of Ordinance No. 46 – 2016?

COUNCILWOMAN KIESLING: So moved.

COUNCILMAN FOLTZ: Second.

Roll call vote of 5 yes to read by title only the first reading of Ordinance No. 46 – 2016.

15. Ordinance No. 46 – 2016 Finance and Property Committee

An ordinance permitting the City of North Canton to accept certain Sanctuary lots as collateral for a performance bond in the amount of \$97,823.00, and a maintenance bond in the amount of \$103,706.00, between the City and McKinley Development Corporation for The Sanctuary No. 3 construction project, and declaring the same to be an emergency.

COUNCIL PRESIDENT PETERS: Thank you. Vice chair?

COUNCILWOMAN KIESLING: Yes, Tim, I assume everything is okay with these contracts, Jim, everybody's happy with the bonds as presented. (Yes) I motion we adopt.

COUNCILMAN FOLTZ: Second.

Roll call vote of 5 yes to approve the first reading of Ordinance No. 46 – 2016.

ORDINANCE NO. 46 – 2016 WAS GIVEN FIRST READING.

*Per Section 2.05 of the Charter, suspension of the rules shall require the affirmative vote of at least six members of Council.

15. Reports – Council:

COUNCIL PRESIDENT PETERS: Alright, reports, Member Fonte.

COUNCILMAN FONTE: Thank you, I just wanted to touch on Mr. Tripp's comments. Larry, you know, the freedom of speech is a wonderful thing. Right, that's why we're here, we all get to voice our opinions how we'd like to. But you know just like a beekeeper you can beat the bees out with a stick or smoke them out. And with freedom of speech I just think it's important to always use demeanor. I like Jeff, Jeff's a great guy. Matter-of-fact, you were his paperboy at time, I think, probably.

COUNCIL PRESIDENT PETERS: I think I was.

COUNCILMAN FONTE: Yeah, but anyhow, Jeff's a great guy. So I just think it's like anything, we always have a matter of opinions. But it's just I always say, it's always better to be more polite about it, instead of you know slash people with a stick. Hit them with a stick. That's just my opinion. So I'm just saying you know we can still get our word across, we can be respectful and disagree that we have different opinions. Which is great about the American way that the freedom fighters gave us. As far as Ron and Judy go, I can concur with what you're saying. You're right, Glenwood, you know they have Wednesday night wing night down at the place. So Wednesday and Sunday is bike night, right across the Hall of Fame Bridge we go there and get wings at Quaker Steak and Lube. And you know just like anything you see no engine break for semis in residential areas. It's like you know the motorcycles, you can still drive nice and smooth down the road but it's the goose it a little bit it makes that big clunky sound. And I think that they should just be more respectful or move it to Applegrove. Cleveland Avenue to Applegrove and down to Whipple. So that would be my opinion on how to solve the problem. And yes, they do blow through that stop sign as well as the one on Fair Oaks. I mean we sit that because I live right there too. So I know exactly what you're saying and we'll have to look into that a little bit as well. But good comments. That's all.

COUNCIL PRESIDENT PETERS: Thank you, Member Werren.

COUNCILWOMAN WERREN: Ron, thanks for coming up. I love hearing people's suggestions, just like Doug Lane. We are not experts on everything, and we are just like you, we are a citizen doing this job. And so I appreciate that even Doug saying a committee looking at the CRA again another time. Who knows, but maybe there would have been an idea that we had thought of. So we appreciate that very much for that. We just did my ward, I'm working with Eric, we have probably 6 or 7 different properties we're kind of working on and looking into with the inspector. And the inspectors, he's limited with his time, and the nuisance officer. We're working on it, but most of the things in my ward look really good. So I'm really pleased. I called about a pothole the other week and within a couple days it was filled. So if a citizen a pothole you contact us and we're out and about. So, thank you.

COUNCIL PRESIDENT PETERS: Thank you, Member Kiesling.

COUNCILWOMAN KIESLING: I don't have a report for my committee, but I read in the paper tonight that Sue, or the Wechter's home was built an old farmhouse on Portage and they're having an open house fundraiser for the Heritage Society, Friday, June 25th I think the paper said. The reservations is \$35.00 person, they're going to have some hors d'oeuvres, drinks. But you get to go through their farmhouse and they're trying to raise money. And you know they just live right the road on Portage, so look for it in the paper because that sounds pretty neat. They're great people.

COUNCIL PRESIDENT PETERS: Member Foltz.

COUNCILMAN FOLTZ: I've had the pleasure of meeting Gary and Rita, and former ward 1 councilman before me. But he's done a wonderful job with that house, and spent a lot of money on it. And he continues to make improvements on it every year. And God bless him and his wife for doing that and really that's what we're after for the Portage corridor. So if you get a chance to go through it he's some wonderful, there's a lot of history there. A lot of history there. And I'm sure he'd be more than happy to explain it too. So it's a nice thing for the community. Also, I just echo Doug Lane's comments, I've said this on the floor. You know, councilmembers here have had rigorous respectful debate, I think we have. And I appreciate that with this council. We're always going to have difference of opinions, but I think I was in no way felt that anybody when we discussed it was out-of-bounds in anything and we respect each other. And we're very passionate about our beliefs and our decisions. So, and that's a good thing. And I think just for general public to understand when you run a meeting, when you're in Jeff's shoes as President of Council or you run a neighborhood meeting those are tough things to do sometimes. Because there's passion from the residents and sometimes you've got to watch with that because it becomes very emotional. And it almost becomes personal. I think we should all take a step back and just review that. I think Jeff's doing a great job as council president. Those are not you know easy shoes to wear, sometimes. Especially when you know that people aren't going to be happy with some of the decisions you're going to make. So just, you know, I think we're a great community, I think we need to represent our greatness at any meeting we attend. Whether it's a neighborhood meeting or a gathering discussion with you know a resident that they're upset about. I mean we've all been there, that's what we do as councilmembers. Somebody to talk to, somebody to really just listen and listen and hear the passion in people's voices and the emotion and being upset and we do the best we can. I'll speak for the entire council here, and I think that's what's rewarding when we can move the city in a positive direction. That's why I continue to run for council and try to make improvements in the city. I'm passionate about where I live and so is everybody up here, they wouldn't run for council. That's the bottom line. And thanks for the members of the audience that come here on a regular basis. Because you're passionate too. Because you care about your city. So I don't want to just gloss over it, but I just want to say the things that need to be said. And I think we all deserve respect, the

residents, people that come up to public speak and vice versa. It makes for a better meeting, it makes for North Canton, and I mean that's what we're about. I think we're a great community because of that. So let's all strive to do that in the future. As far as the CRA, I'm very happy that we're going to go back to the drawing board, I've been more or less in favor of just looking at the residential end of this. I think we'll get it right, I think we'll discuss it and hopefully bring it back. And we've made comments here that we're going to review it every few years. So I think that's the key to anything. Things evolve, things change. When you get locked down into contracts, I've seen it for other communities. When you get locked down into 50 year agreements or 99 year agreements those are not good things. Because you cannot forecast what's going to happen. So you're better to always bring it back and review it. And try to work to the betterment of our schools, our residents, our neighborhoods. That's what this is about, and I think we've had great discussion on this. And hopefully we'll bring it back up at some point and continue to have discussion on it and move forward. That's what city government is about. The last thing, 922 Portage, Stephanie brought it, I'd like to really see where we're at. I've talked with Tim Fox and Eric Bowles, we've been out there plenty of times and I know it's a difficult situation. If I could waive a magic wand and someone just buy it and renovate it I think that'd be a homerun for the community. But it is getting tiresome, and I'm not blaming anybody here. But to continuously leave the garbage can out all week, the high grass, the painting that needs done. And I know letters have been sent out recently. I just like to talk to Eric and Tim about it a little later after the meeting to see where we're at on that. Because it does get aggravating, and I hear about it all the time. I hear about it from my wife when she walks around the ward with some of the other residents. And it's frustrating and I'm not trying to blame anybody about why it's not happening. I just think hopefully we're doing everything we can and we're sending very aggressive letters. Because you know, it seems to be a game with that owner there. Even the residents don't care enough to bring their trash can in. You know, it just sits out there all day, all week, and it's just tiresome to see that. You see Gary with his beautiful house, and 10 houses down the road we're dealing with a rental that's been nothing but a problem. And I don't even live next to it, I can't imagine residents there on Lindy Lane that have to look out their window every night and look at that. It's just frustrating. So if we've got a minute after the meeting let's discuss that and see what else we've got going with that. Thank you for allowing me for my comments. That's it, thanks Jeff.

COUNCIL PRESIDENT PETERS: Yeah, thank you for the kind words. Ron and Judy, I think we can have, we can address this. I know you said you spoke with Chief Wilder. I think maybe we could all have a conversation with them and increase our presence there. Especially in high traffic times. And certainly on Wednesdays when they have the bike night down there. And think there's a few of the restaurants down that have bike nights as well. So it could be Tuesdays and Thursdays as well. I'm not sure exactly what the dates are. But I've come up and down that road and I've seen a bunch of bikes. And I have one as well and I don't make that type of noise. And to Doug's comments, you know, the discourse that's been going on in this council chamber for a long time. You know, it grows very tiresome because it is adversarial. And we're all on the same team here. You know, the folks, you know that come up here and criticize this council and we appreciate that are mostly the older folks in this room where their kids, I graduated with. I was friends with and now I have kids in school and I'm in the same mindset that you guys were 30 years ago. We care about this community and I want this community to be strong and vibrant long after I'm gone when my kids are raising their kids here. So we all want the same thing as you do. Vigorous debate is healthy and maybe that's I remember when I was a kid, my mom she'd tell me the sky was blue and I'd say it was green. And I'd argue all day and think I was right. And she said I should, no offense, she said I should have been a lawyer, because I love to argue so much. And I just love the debate, it's really as simple as that. It's not personal and maybe some folks in the audience took it as personal, maybe my debate tactics were a little too strong I'll back off. If that's what it takes. I have no problem with that, but good, strong debate gets to you to where you want to be. So I'll leave it at that. Director of Law, reports?

16. Reports:

LAW DIRECTOR FOX: I could not improve upon Member Foltz's comments. So I'll just say that I certainly stand behind them and President Peters' comments as well. So I'll simply say I support each of them in their comments. And just for those that may not be part of the conversation afterwards regarding the difficult property that we have on Portage. And some of the reasons that have delayed what we're permitted to do with it is that twice since that property was reported to the nuisance officer it's been in foreclosure. And we know that once a property is in foreclosure there's practical aspect, and that's involved with that where you're trying to compel a homeowner who's in the throes of a proceeding where they're losing that property. And the last thing that they tend to think of is, should I invest more money in improving it. And that's what we're asking them to do. Of course, the lawn mowing that should be resolved each time that it's over the 8 inch prohibition. And with that what we do is we first provide, we have to provide notice in the paper and then we provide notice the first time they exceed. We give an opportunity to resolve it. If they don't resolve it, it's either that a city worker or a contract worker will do the mowing. And by law we're permitted then to apply that to their property card with the auditor. And so when that property changes hands or it's included in their taxes. So that amount that we pay is assessed. And each time we have to go back that is increased. And it's not the usual case for someone to purchase their way out of foreclosure. Because often what happens to get out foreclosure in most cases is that they have to enter into a new agreement in addition to the mortgage. And they generally will agree in this new payment plan to pay back all of the fees that the bank incurred in that foreclosure action, including the appraisal of the property, and significantly the attorney's fees to bring the action, the title search all those things. And a significant amount of money that you normally see for someone that has equity in the property and they wish to save it. That doesn't appear to be the case with this property yet, the person bought their way out of their foreclosure. So as soon as it was completed with the, the foreclosure was dismissed we reinitiated their contact, made our demands to complete the property. And long and behold it's in foreclosure again. And they went through the same process again, notable the owner lives in California. And I tracked down the owner and saw that they lived at an address that said a building number and apartment 2. And so I was thinking for some reason this person is still holding on and perhaps this is an investment property. I

did a little more research on the building where the person lives in apartment 2, he owns the building. So he's clearly an investor. So we are again, have reinitiated our process, we have to give him an opportunity to respond. They've been pass that period, so the next proceeding with us is to try to remedy this through our mayor's court or go through the prosecutor's office in the Canton Municipal Court to have this enforced. So that's where we're at with that one, and another property that's nearby. Those are the two that we're currently working on. That's all I have.

COUNCIL PRESIDENT PETERS: Very good. Director Grimes.

DIRECTOR GRIMES: With president's permission I'd see a minute back to you Councilman Foltz about your upcoming meeting this week. If you want to announce that.

COUNCILWOMAN KIESLING: Oh yeah, you have a meeting Wednesday.

COUNCILMAN FOLTZ: Yeah, I'm having a public meeting at the Civic Center. It's really for the residents that live on Portage. But we're going to discuss some engineering options for the Portage corridor. I'm quite excited about it. As we know, I think it's a gateway into the city and we hope to do some streetscaping and new sidewalks. I think it will invigorate the rest of the residents there or rentals, hopefully. To make that a nice appealing street and you know you come into the city and you come in from north or south Main or east to west Maple. Those are our gateways. But so is Portage off 77, obviously. So I'm looking for some good things and some input from some of the residents. It will be quite exciting it will involve Portage and Charlotte, and I think it will really just invigorate this whole area here around city hall and west to Pittsburgh or to Lindy Lane anyways. So hopefully it will go well.

COUNCILMAN FONTE: When was that?

COUNCILMAN FOLTZ: Wednesday at 6:00 at the Civic Center. And I've looked at a few of the options, I think they're nice and exciting. Something we haven't done in the city before, so hopefully I want to hear what the residents have to say. Alright, and Jim will be there also, right Jim?

ENGINEER BENEKOS: Lord willing.

COUNCILMAN FOLTZ: And just to, maybe you're going to bring it up a pool update if you can. I know maybe probably the mayor, or Jim, or somebody?

DIRECTOR GRIMES: I'll start backwards and then, on the garbage contract everybody on our survey there was a high feedback that they liked our current garbage contract the way it was with the cans and the pickup and the recycle and all that. But if there's something that you don't like or you want to see more of, council or the citizens can shoot me an email or give me a phone call let me know while I'm putting this contract together to put out. But I'm thinking it'll probably be about the same thing, because that's what the people like. So that's pretty much what I would like to go after and when we put out the bid. Mr. Jeskey and I apparently are at least two of the people that own manufactured equipment on our motorcycles. So I understand how some folks get that pretty noisy down there. I know in the past when I was chief, I looked at some decibel and we had some issues there. But maybe they've come further down the road on court. I think they use them down around Myrtle Beach and that, so I'll speak to the chief and lieutenant about something we can do along those lines, besides do more patrol down there. But we'll try to do something that way. Because you are getting a lot more bikes down there like they mentioned because that's bike night and that's the way they go down. And they usually try to stay off Maple Street, so because nobody wants to do 20 or 25 down there. So, Mr. Lane left, but I and I will see him obviously and I want to tell him that. But publically I just appreciate him being on the housing committee because it's not a very sexy committee or anything like that. We meet at weird times, but he always is there. He always has good questions and concerns and that. Eric always give us up-to-date photos and everything else. But its, he's really served well on that and quite a while I think since I've been here. So, we appreciate Doug giving up his time for that. The other is the pool. I know the mayor wants to comment on the pool, I know if I'm at the pool and I turnaround quickly I run into the mayor. The mayor, I think been living there so he always seem to be there. But we are concerned obviously about safety as Mr. Tripp said. You know, my grandchild will probably go to the pool. So it's, I've been in safety all my life. That pool is going to be safe. And when you have water and electricity it's going to be safe, we're going to do that before we open it up. We did not make the time opening up on Memorial Day, there's a lot of moving parts to this, a lot of different inspecting it. But as the city administrator, I apologize to everybody for not getting it open on time, but that's my responsibility and we just did not get it done. But we're not going to open it until its ready to be opened. So our electric has been inspect and it has passed the inspection, I do have the inspection permits. You know that part's good. We're chasing a leak, the mayor can fill you more in on the leak, but that's what we've been doing the last few days too. So, thank you.

COUNCIL PRESIDENT PETERS: Thank you, Mike. Mr. Mayor?

MAYOR HELD: Yes, again just to reiterate what Mike Grimes said. As far as the pool you know, on our end we've had a number of people obviously like my family, the Peters family and the councilmembers families that want to go to the pool. But you know our number one priority in the city is safety. And again when you have the electricity and you have the pool there is, there is no room for absolute perfection on this. And so I'm really appreciative of our permits department, headed up by Eric Bowles and our electrical inspector and our Chief Building Inspector Reito Elveraz and Don Walker. They would not allow the permit for the electrical inspection to approve until the grounding requirements were met. We had Hillshire Clark that came

out and they, and this was on Friday before Memorial Day weekend and they tested the grounding and it did not pass. So we knew that we had to go in there and have an assessment. We had Bob Horne who is an electrical engineering specialist, we contacted him, and he did a full assessment the following week. And made sure that all of the grounding requirements were met. The good thing is once the pool is open, this pool will be safer than the previous pool because of the best available technology that it's made out of. All of the pool components now, there's no metal piping, there's no metal drains. It's all PVC plastic. So that does not act as the same conduction of electricity as the previous pool did. There was wiring issues that we had to have addressed because essentially we have a brand new higher volume pump that is much more effective. But you know we were putting it inserting that electrical pump into electric lines that was built in 1973. So there was adjustments that had to be made. The good thing is we did have the electrical inspection, it was recently passed. There is we have the leak detection company out there because we are having more water loss than what we should be having. We're somewhat accustomed to that because we deal with that in our water system. But we plan to have that addressed tonight, as we speak, and then we'll have the other permit that we hope to have issued here very soon. But I don't want to give a specific day that we want to open it very soon. You know we're expecting this week. And then as far as, so I hope that addresses all the questions, we do appreciate everybody's patience particularly Ben Wheeler from the YMCA and also Dee Dee from the YMCA. They've done a fantastic job, they've been out there every day and working with us. So we greatly appreciate their support as well. We also have our police and fire on another note. Police and fire department, our police officers on Thursday night they captured that man that was making the threats to go and shoot up people in the City of Canton. He had three loaded fire arms and other weapons on him, and our police officers were right there after they got the tip and they caught him. So we believe that there was a shooting that was averted. Which is really unbelievable, great news. Great job of our police officers. Then with our fire department, the accident that we had a few weeks ago, where the young man and young woman that were on the motorcycle and sadly the young male was killed as the motor vehicle driven by a young lady a 16 year old she struck the motorcycle and killed the young man and the young lady was trapped underneath, pinned under the car. And just to give you, when you look at our fire department from the time the 9-1-1 call came in, they had, and they were out there and had the car off of the young lady within 8 minutes. That includes the travel from the fire department to the scene and then putting strategically placing the airbags underneath the vehicle to make sure they were lifting the car in such a way that they're not going to do additional harm to the young lady that was pinned under there. So just a very tragic and traumatic experience for all the people that were involved. That's our, certainly the victims and also for our fire, and EMS and our police department. I mean, I'm just so grateful that we have dedicated people like that and they train every Monday night for these kinds of things. And that's where I think you see such excellent performance. And then also for our residents, we have, we do appreciate, I certainly appreciate and I know the councilmembers do, your input that you give because it does make a difference. The CRA was a perfect example. There was with good intentions wanting to move the CRA in one direction, but then for every good intention that you have you recognize there's unintended consequences. And I think that the unintended consequences came to light at the public meeting. Also as the meeting that we had, you know here in this chamber, but also at the Dogwood Pool meeting. And I know Melanie was very, is always very helpful giving me you know advise as far as things that should be done or ways that we should respond. And normally I don't say as much at these chamber meetings because it's a council meeting but then I thought I'd make up for it at the Dogwood meeting. But then afterwards you told me I talked too long and too much on that one. So I try to gauge things, you know, and I do, sometimes I talk a little more if I get nervous. So I was a little nervous at that meeting. Because that was a rough one. And Ron, you were, you gave very, very strong opinions on that meeting. As did Larry and Judy were upset that I did not call on you soon, and I do apologize that. You will be the first one that I call on at the next meeting. And but the thing is Ron even at the end of the meeting you gave me a hug. So that was nice. And Jeff Peters, even though we've had our strong opinions back and forth, he still let his daughter stay overnight with my daughter in our house, so this past weekend. So I think that we're still on decent terms after that. Right? So I'm appreciative for that. But we do appreciate the input that you folks give and we're going to have more information this evening. So hopefully we can give it to our reporter Jessica this evening with the pool. So thank you everybody for your patience. That's all.

COUNCIL PRESIDENT PETERS: Engineer, the mayor's taken up all of your time. Sorry...

ENGINEER BENEKOS: He did. Did we pass over the law director? Did you have anything? (No, he spoke) Okay, just projects are starting, continuing upon Heatherwood. The waterlines are preceding there. Woodside we wrapped up, I think that looks pretty good. We'll be starting on Salway here probably after the 4th of July. Those are the large projects we have. The Price Park Culvert Project we opened bids on those last week. The original legislation for that was in 2013, we've increased the allocation for that this year. So we need to go in and amend that ordinance, and that will be coming to you at committee meeting next week. We'll be able to discuss that then. Prices came in well, they're under the budget and looking forward to proceeding with that project.

COUNCILMAN FOLTZ: When are we looking at paving like Woodrow and 7th Street or just some of the other streets?

ENGINEER BENEKOS: We haven't, we've awarded that contract, but we haven't sat down with the contractor and set up a schedule yet. I'll try and get that for you next council meeting.

COUNCILMAN FOLTZ: Thanks.

ENGINEER BENEKOS: Sure, that's it.

COUNCILMAN FONTE: We've got some Everhard Road patch job a little bit of skimming there?

ENGINEER BENEKOS: That will be part of the resurfacing program this year.

COUNCILMAN FONTE: Thanks.

COUNCIL PRESIDENT PETERS: Thank you, sir. -Madame Clerk?

COUNCIL CLERK BAILEY: I actually do not have a report this evening.

17. Final Call for New Business:

COUNCIL PRESIDENT PETERS: Alright, I need to we need to address the schedule here for next, I need a motion and a second to move the committee meeting, next week's committee meeting the 20th to the 27th after the council meeting.

COUNCILWOMAN KIESLING: Motion.

COUNCILWOMAN WERREN: Second.

Roll call vote of 5 yes to move the Committee of the Whole Meeting from Monday, June 20, 2016 to Monday, June 27, 2016 following the regular Council Meeting.

18. Adjourn:

COUNCIL PRESIDENT PETERS: Alright, I'll entertain a motion to adjourn?

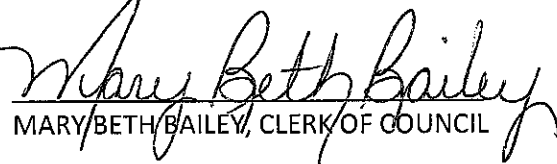
COUNCILMAN FOLTZ: So moved.

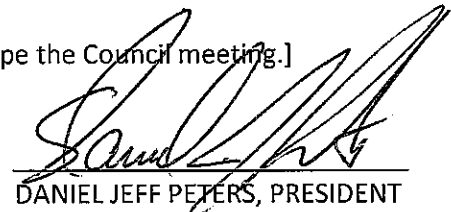
COUNCILWOMAN KIESLING: Second.

Roll call vote of 5 yes to adjourn.

COUNCIL PRESIDENT PETERS: We are adjourned.

[Let the record reflect Charles Osborne set up a tripod and appeared to videotape the Council meeting.]


MARY BETH BAILEY, CLERK OF COUNCIL


DANIEL JEFF PETERS, PRESIDENT